American Bar Association
Section of Labor & Employment Law
Railway & Airline Labor Law Committee

Midwinter Meeting

March 12-14, 2008
Casa Marina Resort & Beach Club
Key West, Florida

Wednesday, March 12, 2008

6:00 p.m. – 7:30 p.m. **Welcome Reception (***Flagler Beach***)**

Thursday, March 13, 2008

7:30 a.m. – 8:30 a.m. **Continental Breakfast and Registration (***Grand Ballroom Patio***)**

8:30 a.m. – 8:45 a.m. **Welcome by Committee Co-Chairs (***Grand Ballroom***)**

Mary L. Johnson, General Counsel
National Mediation Board

Mitchell M. Kraus
Transportation Communications International Union

Joanna L. Moorhead
National Railway Labor Conference

8:45 a.m. – 9:00 a.m. **Remarks of Section Chair-Elect**

Barbara Berish Brown
Paul, Hastings, Janofsky & Walker LLP

9:00 a.m. – 9:30 a.m. **Remarks from Officials of the National Mediation Board**

Harry Hoglander, Chairman
Elizabeth Dougherty, Member
National Mediation Board

9:30 a.m. – 10:00 a.m. **Any Duty to Bargain if NMB Has Recessed Talks?**
Grand Trunk RR v BMWE

Rich Edelman
O'Donnell Schwartz & Anderson

Bob Hawkins
Buchanon, Ingersoll & Rooney

10:00 a.m. – 10:15 a.m.	**Break**
10:15a.m. – 11:30 a.m.	**Why Can't We All Get Along?** **Continuing Challenges in Seniority Integration** Jeff Freund Bredhoff & Kaiser John Gross American Airlines Tom Jerman O'Melveny & Myers Stephen B. Moldof Cohen, Weiss and Simon
11:30 a.m. – 11:45 a.m.	**Break**
11:45 a.m. – 12:30 p.m.	**Pursuit of Damages in Arbitration** David Pryor BNSF Railway Mike Wolly Zwerdling, Paul, Kahn & Wolly
12:30 p.m. – 1:00 p.m.	**Presidential Emergency Boards-Still Crazy After All these Years** How they work PEB 242, Amtrak and Multiple Unions Tom Reinert Morgan Lewis & Bockius Roland Wilder Baptiste & Wilder Carmen Parcelli Guerreri, Edmond, Clayman & Bartos
6:30 p.m. – 9:00 p.m.	**Reception and Dinner at Westin Key West Resort & Marina** 245 Front Street *Tribute to former National Mediation Board Members* *Robert Harris and Maggie Jacobsen*

Friday, March 14, 2008

7:30 a.m. – 8:30 a.m.	**Continental Breakfast (***Grand Ballroom Patio***)**
8:30 a.m. – 9:00 a.m.	**Mediation – The NMB Perspective (***Grand Ballroom***)** Larry Gibbons, Director of Mediation National Mediation Board
9:00 a.m. – 10:00a.m.	**Recent Representation Developments** Carrier and Union Conduct, Representation Elections in the Internet Age *ALPA v. Sky West* Recent NMB Cases Eileen Hennessey National Mediation Board David Neigus International Association of Machinists Doug Hall Ford & Harrison Don Munro Goodwin Proctor Margo Pave Zwerdling, Paul, Kahn & Wolly
10:00 a.m. – 10:15 a.m.	**Break**
10:15 a.m. – 11:00 a.m**.**	**Bankruptcy: Recent Court Decisions and Legislation** Jack Gallagher Paul, Hastings, Janofsky & Walker LLP Harry Hoglander National Mediation Board Marcus Migliore Air Line Pilots Association

11:00 a.m. – 11:45 a.m.	**Assignment of Remote Control Technology: Major or Minor Disputes? Conflicts over Three New Agreements**
	Daniel Elliott United Transportation Union
	Ron Johnson Akin Gump Strauss Hauer & Feld
	Harold Ross Brotherhood of Locomotive Engineers and Trainmen
11:45 a.m. – 12:00 p.m.	**Break**
12:00 p.m. – 12:30 p.m.	**Judicial Review of RLA Arbitration Awards: Recent Cases**
	Jeff Bartos Guerreri, Edmonds, Clayman & Bartos
	Harry Rissetto Morgan, Lewis & Bockius
12:30 p.m. – 1:00 p.m.	**Section Business**
	Plans for Future Meetings